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FEBRUARY 14, 2023 BY RONNIE

Private Member's Bill C-229: Banning (Without Defining) Symbols Of Hate

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C-229

44th Parliament, 1st session
November 22, 2021, to present

An Act to amend the Criminal Code (banning symbols of hate)
Short title: Banning Symbols of Hate Act

Bill type

Private Member's Bill

Sponsor

[Peter Julian \(New Westminster—Burnaby\)](#)

Text of the bill

Summary

Current status

Outside the Order of Precedence ⓘ

Latest activity

Introduction and first reading on February 3, 2022 (House of Commons)

Progress

Details

About

House of Commons

Senate

<https://canucklaw.ca/private-members-bill-c-229-banning-without-defining/>

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Members of Parliament > Peter Julian

PETER JULIAN



OVERVIEW

Political Affiliation:
NDP

Constituency:
New Westminster—Burnaby

Province / Territory:
British Columbia

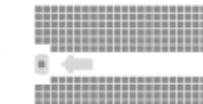
Preferred Language:
English

EXPENDITURES REPORT

For more information on the expenditures incurred by members in the discharge of their parliamentary functions, see the [Summary of Expenditures for Members](#).

SEAT IN THE HOUSE

See where the member sits in the House of Commons chamber.



Private Member's Bill C-229 was introduced in early 2021 by N.D.P. M.P. Peter Julian. The stated purpose of this piece is to ban so-called symbols of hate.

This goes far beyond Human Rights Tribunals and fines. This Bill (if passed) would amend the Criminal Code and potentially put people in prison for up to 2 years.

Free speech advocates should be calling out such legislation. However, considering this isn't a Government Bill, it's likely that few know about it.

-Whereas Parliament recognizes the importance of ***preventing all forms of hatred or violence*** against any group that is distinguished by ***colour, race, religion, national or ethnic origin, age, sex, sexual orientation, gender identity or expression, or mental or physical disability***;

-Whereas Parliament ***acknowledges past atrocities and violence committed against such groups*** by persons or organizations whose symbols, emblems, flags and uniforms continue to this day to be used to promote or incite hatred and violence against these groups;

-And whereas it is *in the interest of all Canadians to prevent the display or sale of symbols or emblems such as the Nazi swastika and the Ku Klux Klan's insignia, flags such as the standards of Germany between the years 1933 to 1945 and those of the Confederate States of America between the years 1861 to 1865 and uniforms, including*

the German and Confederate States of America military dress of those periods, as well as the hoods and robes of the Ku Klux Klan;

There's also an obvious pivot here. While the Bill states that it's in the interest of Canadians to ban Nazi or KKK symbols, the earlier text makes it obvious that the scope is far more broad. Specifically, it lists:

- colour;
- race;
- religion;
- national or ethnic origin;
- age;
- sex;
- sexual orientation;
- gender identity or expression;
- mental or physical disability

Another major problem is there is no distinction between "hate", and having a lively and controversial discussion. What about protests based on honest beliefs? Could signs, slogans and speech be lumped in with symbols?

Is it a violation of "gender identity or expression" to say that biological men don't belong in women's sports, changerooms or prisons? Is it hateful to say that there are only 2 genders (assigned from before birth), and that there's no switching between them?

As for discrimination against age, could pedophiles use this in order to justify actions and behaviours that would otherwise be considered criminal? Would it be illegal now to criticize and condemn them?

There is a further complication. The Bill would add a provision that states no prosecution will happen if in good faith: "including for educational purposes or accurate depiction in a film, and if on reasonable grounds the person believed the display to be proper and for the public benefit". Now, who's to say what's good faith and what's not?

It appears that such legislation could be selectively applied to target people depending on their ideology. This is so poorly written that it leaves plenty of room for abuse and misapplication.

Sources:

- (1) <https://www.parl.ca/legisinfo/en/bills?page=3>
- (2) <https://www.parl.ca/legisinfo/en/bill/44-1/c-229>
- (3) <https://www.parl.ca/DocumentViewer/en/44-1/bill/C-229/first-reading>
- (4) [https://www.ourcommons.ca/Members/en/peter-julian\(16399\)](https://www.ourcommons.ca/Members/en/peter-julian(16399))

Private Member Bills In Current Session:

- (A) [Bill C-207: Creating The “Right” To Affordable Housing](#)
- (B) [Bill C-219: Creating Environmental Bill Of Rights](#)
- (C) [Bill C-226: Creating A Strategy For Environmental Racism/Justice](#)
- (D) [Bill C-235: Building Of A Green Economy In The Prairies](#)
- (E) [Bill C-250: Imposing Prison Time For Holocaust Denial](#)
- (F) [Bill C-261: Red Flag Laws For “Hate Speech”](#)
- (G) [Bill C-293: Domestic Implementation Of Int’l Pandemic Treaty](#)
- (H) [Bill S-243: Climate Related Finance Act, Banking Acts](#)
- (I) [Bill S-248: Removing Final Consent For Euthanasia](#)
- (J) [Bill S-257: Protecting Political Belief Or Activity As Human Rights](#)

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3 Replies to “Private Member’s Bill C-229: Banning (Without Defining) Symbols Of Hate”



Dave Sharp

FEBRUARY 14, 2023 AT 5:52 AM

This is just an end run around free speech by western communists. No symbol is dangerous only the idiots who needlessly fear it are. What is next, art and design?



Gordon S Watson

FEBRUARY 14, 2023 AT 1:48 PM

as used by the Communists, the hammer and sickle certainly falls in the category of a symbol of hatred. Odd that MP Julian left that off his wish list



Dane

MARCH 1, 2023 AT 7:52 AM

More federal government over reach – Ottawa puts every local matter they don't like (in this case what people communicate to each other) into the Criminal Code. No wonder provinces seem to have ever growing sovereignty movements – they want Ottawa out of their lives!